MAYER BROWN LLP Fred W. Reinke 1999 K Street, N.W. Washington, D.C. 20006-1101 Telephone: (202) 263-3000 Fax: (202) 263-3300 freinke@mayerbrown.com

John M. Conlon Jeffrey G. Tougas 1675 Broadway New York, New York 10019 Telephone: (212) 506-2500 Fax: (212) 262-1910 jconlon@mayerbrown.com jtougas@mayerbrown.com

Attorneys for AXA Private Management

## UNITED STATES BANKRUPTCY COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

SECURITIES INVESTO		: Adv. Pro. No. 08-01789 (BRL):
	Plaintiff,	: SIPA LIQUIDATION
	v.	: (Substantively Consolidated)
BERNARD L. MADOFF INVESTMENT SECURITIES LLC,		: :
	Defendant.	: :
In re:		: :
BERNARD L. MADOFI	7	: :
	Debtor.	: : :

## **NOTICE OF APPEAL**

Claimant-appellant AXA Private Management hereby appeals under 28 U.S.C. § 158(a)(1) to the United States District Court for the Southern District of New York from the

Memorandum Decision And Order Granting, To The Extent Set Forth Herein, Trustee's Motion To Affirm Trustee's Determinations Denying Claims Of Claimants Without BLMIS Accounts In Their Names, Namely, Investors In Feeder Funds (Docket No. 4193), as amended by the Errata Order (Doc. No. 4209) (collectively, the "Memorandum Decision"), of the United States Bankruptcy Court for the Southern District of New York entered in the above-captioned SIPA Liquidation proceeding on 28th day of June, 2011.

The names of all of the relevant parties to the Memorandum Decision appealed from and the names, addresses, and telephone numbers of the respective attorneys are as follows:

BAKER & HOSTETLER LLP David Sheehan, Esq. Seanna R. Brown, Esq. Bik Cheema, Esq. 45 Rockefeller Plaza, New York, NY 10111 Telephone 212-589-4200

Attorneys for Irving H. Picard, Trustee for the Substantively Consolidated SIPA Liquidation of Bernard M. Madoff Investment Securities LLC and Bernard L. Madoff

SECURITIES INVESTOR PROTECTION CORPORATION Josephine Wang, Esq. Kevin H. Bell, Esq. Christopher H. LaRosa, Esq. 805 Fifteenth Street, N.W., Suite 800 Washington, D.C. 20005 Telephone 202-371-8300

Attorneys for the Securities Investor Protection Corporation

SECURITIES AND EXCHANGE COMMISSION Katherine B. Gresham, Esq. 100 F Street, N.E., Room 8115 Washington, D.C. 20549 Telephone 202-551-5148

Attorneys for the Securities and Exchange Commission

BARGER & WOLEN LLP

John C. Holmes, Esq. 633 West Fifth Street, 47th Floor Los Angeles, California 90071 Telephone 213-680-2800

Attorneys for the Jewish Community Foundation of the Jewish Federation Council of Greater Los Angeles

BECKER, GLYNN, MELAMED & MUFFLY LLP Chester B. Salomon, Esq. 299 Park Avenue New York, New York 10171 Telephone 212-888-3033

Attorneys for Black River Associates, L.P. and its Members

BECKER & POLIAKOFF LLP Helen Davis Chaitman, Esq. 45 Broadway, 11th Floor New York, New York 10006 Telephone, 212-599-3322

Attorneys for Diane and Roger Peskin, Maureen Ebel, and a large group of other customers

BLITMAN & KING LLP Jennifer A. Clark, Esq. Charles E. Blitman, Esq. Bernard T. King, Esq. James R. LaVaute, Esq. 443 North Franklin Street Syracuse, New York 113204 Telephone 315-422-7111

Attorneys for Bricklayers and Allied Craftsmen Local 2 Annuity Fund, Bricklayers and Allied Craftworkers Local 2, Albany, New York, Health Benefit Fund, Bricklayers & Allied Craftworkers, Local No. 2, AFL-CIO Building Trade Employees Insurance Fund, Central New York Laborers' Pension Fund, Central New York Laborers' Training Fund, Construction Employers Association of CNY, Inc., Construction and General Laborers' Local No. 633, AFLCIO, Engineers Joint Welfare Fund, Engineers Joint Training Fund, International Brotherhood of Electrical Workers Local Union No. 43 and Electrical Contractors Pension Fund, International Brotherhood of Electrical Workers Local No. 43 and Electrical Contractors Welfare Annuity Fund, Laborers' Local 103 Welfare Fund, New York State Lineman's Safety Training Fund, Oswego Roofers' Local 195 Annuity Fund, Roofers' Local 195 Health & Accident Fund, Syracuse Builders Exchange, Inc./CEA Pension Plan, Service Employees Benefit Fund, Service Employees Pension Fund of Upstate New York, S.E.I.U. Local 200 United, AFLCIO, Syrabex, Inc., Syracuse Builders Exchange, Inc., U.A. Local 73, Plumbers & Fitters,

AFLCIO, Local 73 Retirement Fund, Upstate New York Bakery Drivers and Industry Pension Fund and Upstate Union Health and Welfare Fund

KING & SPALDING LLP Richard A. Cirillo, Esq. Lauren W. Mitchell, Esq. 1185 Avenue of the Americas New York, New York 10036

Attorneys for the NBK Investors

Dated: New York, New York July 12, 2011

/s/ Fred W. Reinke
Mayer Brown LLP
Fred W. Reinke
1999 K Street, N.W.
Washington, D.C. 20006-1101
Telephone: (202) 263-3000
Fax: (202) 263-3300
freinke@mayerbrown.com

/s/ John M. Conlon
Mayer Brown LLP
John M. Conlon
Jeffrey G. Tougas
1675 Broadway
New York, New York 10019
Telephone: (212) 506-2500
Fax: (212) 262-1910
jconlon@mayerbrown.com
jtougas@mayerbrown.com

Attorneys for AXA Private Management